

Before the  
Federal Communications Commission  
Washington D.C. 20554

In the Matter Of The Application of	)	
Windstream Services, Inc.	)	
For An Automatic Grant of Authority	)	WC Docket No. _____
To Discontinue Services Pursuant to	)	
Rule Section 63.71(i) and Section 214	)	
of the Communications Act of 1934	)	

**SECTION 63.71(i) APPLICATION OF BROADVIEW NETWORKS, INC.**

Windstream Services, Inc., ("Windstream") on behalf of its operating subsidiaries, Choice One Communications of Massachusetts, Inc., Choice One Communications of New York, Inc., Choice One Communications of Rhode Island, Inc., Conversent Communications of Massachusetts, Inc., Conversent Communications of New York, Inc., and Cavalier Telephone, LLC, through its undersigned counsel and pursuant to Section 214 of the Communications Act of 1934, as amended, 47 U.S.C. §214, and Section 63.71(i) of the Federal Communications Commission's ("Commission") rules, 47 C.F.R. §63.71(i), hereby files this Application for automatic grant of authority to discontinue the provision of certain services in the areas of hereinafter identified. In support of this Application, Windstream submits the following information:

**1. Information listed in 47 C.F.R. § 63.71(a)(1)-(4) (47 C.F.R. § 63.71(b)(2)):**

**a. Name and Address of Carrier (47 C.F.R. § 63.71(a)(1)-(4), (b)(2)):**

Choice One Communications of Massachusetts, Inc  
Choice One Communications of New York, Inc.  
Choice One Communications of Rhode Island, Inc.

Conversent Communications of Massachusetts, Inc.  
Conversent Communications of New York, Inc.  
Cavalier Telephone, LLC  
4001 North Rodney Parham Rd.  
Little Rock, AR 72212

**b. Date of Planned Discontinuance (47 C.F.R. § 63.71(a)(2), (b)(2)):**

Windstream plans to discontinue the Affected Services on or about July 1, 2019.

**c. Point of Geographic Areas of Service Affected (47 C.F.R. § 63.71(a)(3), (b)(2)):**

The Affected Service will be discontinued in the areas of: Framingham, Leominster and Taunton, MA; Brentwood, Mt Vernon and West Seneca, NY; Conshohocken and Lansdale, PA; and Narragansett and Providence, RI.

**d. Brief Description of the Type of Service to be Affected (47 C.F.R. § 63.71(a)(4), (b)(2)):**

The services to be affected include Certain Ancillary Local Services, Ethernet over Copper Local Service, ISDN, Private Line and PBX trunk services ("the Affected Services").

**2. Brief Description of the Dates and Methods of Notice to All Affected Customers (47 C.F.R. § 63.71 (b)(3)):**

On date May 7, 2019 Windstream sent by First Class U.S. Mail notice to all affected customers of the planned discontinuance. A copy of such notice is attached hereto as Attachment 1, which is compliant with, among other things, Section 63.71(a)(5) of the Commission's rules, 47 C.F.R. § 63.71(a)(5).

**3. Regulatory Classification of Carrier (47 C.F.R. § 63.71 (a)(4)):**

The above-listed Windstream operating companies are all nondominant with respect to the services that they propose to discontinue.

**4. Service:**

In accordance with Section 63.71(a)(1) of the Commission's rules, 47 C.F.R. § 63.71(a)(1), Windstream is submitting a copy of this Application by First Class U.S. Mail to the Massachusetts Department of Public Utilities, the New York Public Service Commission, the Pennsylvania Public Utility Commission, and the Rhode Island Public Utilities Commission, and to the Office of Massachusetts Governor, Charlie Baker, to the Office of New York Governor, Andrew Cuomo, to the Office of Pennsylvania Governor, Tom Wolf, to the Office of Rhode Island Governor, Gina Raimondo and also to the Secretary of Defense (at the address given in 47 C.F.R. § 63.71(a)).

**5. Additional Questions Regarding This Application May be Addressed to the Undersigned.**

**6. Circumstances of Discontinuance.**

Windstream provides the Affected Services across the above-identified areas via a copper-based network that its operating companies lease from Verizon. Verizon is decommissioning the copper network in these locations and replacing it with fiber facilities. It is not technically feasible to provide the Affected Services via fiber loops -- i.e., thus, the Affected Services are provided on end-of-life copper facilities that are scheduled to be decommissioned on or after July 1, 2019. Thirteen (13) business customers across these areas will be affected. Customers will have the option to transition to alternative services delivered via a Windstream fiber-based service, or via a Verizon fiber-based service, or through a third-party provider.

## 7. Conclusion

Verizon's retirement of copper facilities is the direct cause of Windstream's proposed discontinuance of the Affected Services. Thus, automatic approval concurrent with the retirement is available pursuant Commission Rule 63.71(i), 47 C.F.R. § 63.71(i) and is appropriate here. Accordingly, attached hereto as Attachment 2 is Windstream's certification in accordance with rule 63.71(i)(2), 47 C.F.R. § 63.71(i)(2). Windstream will take reasonable steps, to the extent that is able, to assure that the discontinuance of this service is not unduly disruptive to the present or future public convenience and necessity. Accordingly, Windstream respectfully requests that the Commission process this Application pursuant to Section 63.71(i).

Respectfully Submitted,



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May 16, 2019

## **CERTIFICATE OF SERVICE**

I hereby certify that the foregoing Section 63.71 Application was served this 25th day of April 2019, by mailing true and correct copies thereof, postage prepaid, to the following persons to the addresses listed below.

Secretary of Defense  
Attn: Special Assistance for Telecommunications  
Pentagon  
Washington, DC 20301

Massachusetts Department of Public Utilities  
Attn: Mark D. Marini, Secretary  
One South Station  
Boston, MA 02110

New York Public Service Commission  
Attn: Kathleen H. Burgess, Secretary to the Commission  
Empire State Plaza  
Agency Building 3  
Albany, NY 12223-1350

Pennsylvania Public Utility Commission  
Attn: Rosemary Chiavetta, Secretary  
400 North Street  
Keystone Bldg.  
Harrisburg, PA 17120

Rhode Island Public Utilities Commission  
Attn: Ms. Luly Massaro, Commission Clerk  
89 Jefferson Blvd.  
Warwick, RI 02888

Office of Governor Charles D. Baker  
Statehouse, Room 280  
Boston, MA 02133

New York Governor Andrew Cuomo  
State Capitol  
Albany, NY 12224

Pennsylvania Governor Tom Wolf  
225 Main Capitol Bldg.  
Harrisburg, PA 17120

Office of Rhode Island Governor Gina Raimondo  
State House  
Providence, RI 02903

A handwritten signature in black ink, reading "Edward J. Cadieux". The signature is written in a cursive, flowing style.

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Edward J. Cadieux

**Attachment 1**

**Customer Notice**

**Attachment 2**

**Certification Pursuant to Sec 63.71(i)(2)**